

## **Resignations and Vacancies on the Board**

Resignations - A resignation from the Board becomes effective when it is officially accepted by the Board at its next regular meeting. The Board will announce the resignation and declare the vacancy at that meeting. Board members resigning their positions should present such resignation in writing to the Board chairman so that the Board may act upon the resignation and appoint and orient the replacement in a timely manner.

Vacancies on the Board shall be declared by the remaining members because of:

1. The death or resignation of an incumbent;
2. When an incumbent ceases to be a resident of the district;
3. When an incumbent ceases to discharge the duties of office for two consecutive months unless prevented by sickness or unavoidable cause;
4. When an incumbent ceases to discharge the duties of office for four consecutive months for any reason; unless prevented by sickness or unavoidable cause as determined by the Board;
5. When an incumbent is removed from office by judgment or decree of any competent court;
6. When an incumbent has been recalled from office by district voters;
7. When an incumbent is elected by zone and moves from the zone to which he/she was elected. The incumbent shall continue to serve as director to June 30 next following the next regular district election. At that election, a successor shall be elected to serve the remainder, if any, of the unexpired term to which the director was elected. If the term to which the director was elected expires June 30 next following the election of the successor, the successor shall be elected to a full term.

Vacancies will be filled through Board appointment. The Board appointee must be a legally registered voter and a resident within the district for one year immediately preceding the appointment and a resident of the zone from which the vacancy occurred. If the vacancy occurs in a zone, the Board shall advertise for a 20 day period to find an eligible resident from the same zone. If an eligible zone resident cannot be found, the Board shall appoint one of the eligible residents from the district. Board elections are held every odd-numbered year which for the purposes of this policy are termed "election" years. The

appointee:

1. Will serve until June 30 following the next “election,” at which time the individual elected in May of that year will fill the remaining portion of an unexpired term or serve a full four-year term; or
2. Will serve until June 30 of a subsequent “election” year if the vacancy occurs after the filing date in an “election” year.

A Board member so elected as a replacement will serve the remaining year(s) of the term of office of the Board member being replaced.

In the event of multiple vacancies, the position vacated first will be filled first.

Upon appointment by the Board, the newly appointed Board member(s) will be sworn and seated immediately.

If the offices of a majority of Board members are vacant at the same time, the Directors of the Linn-Benton-Lincoln Education Service District shall appoint persons to fill the vacancies from qualified school district voters.

END OF POLICY

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Legal Reference(s):

ORS 249.865 - 249.877  
ORS 255.245  
ORS 255.335  
ORS 332.030  
ORS 332.122  
ORS 332.124